

NOTICE OF RULE MAKING

Pursuant to one or more of the following Arkansas Codes, 20-76-201(13), 20-10-211(a), 20-10-203(b), 20-76-433, 20-77-102, 20-77-107, 20-77-603, 25-10-129, the Director of the Division of Medical Services hereby issues the following proposed changes in the Medical Assistance Program under Title XIX of the Social Security Act:

In an effort to begin ElderChoices in-home waiver services as quickly as possible for potentially eligible waiver applicants, the Division of Aging and Adult Services and the Division of Medical Services have jointly revised policy to allow an ElderChoices applicant to receive services prior to approval.

The ElderChoices (EC) registered nurse (DHS RN) will develop a provisional Plan of Care for those applicants recommended for medical approval by the DHS RN. Providers may begin to provide services based on the provisional Plan of Care.

If the DHS county office denies the application for any reason, Medicaid and waiver services provided during a period of ineligibility will be the financial responsibility of the applicant.

The proposed policy is available for review at the Division of Medical Services, Program Planning and Development, 2nd floor Donaghey Plaza South Building, 7th and Main Streets, P. O. Box 1437, Slot S295, Little Rock, Arkansas 72203-1437. You may also access it on the Medicaid website (www.medicaid.state.ar.us), and download it from the "Proposed Rules For Public Comment" section of the website's *General* menu. Policy accessed from this location will be watermarked with the word "Proposed". All comments must be submitted in writing no later than August 17, 2004.

If you need this material in a different format, such as large print, contact our Americans with Disabilities Act Coordinator at 682-6789 and 1-877-708-8191. Both telephone numbers are voice and TDD.

The Arkansas Department of Human Services is in compliance with Titles VI and VII of the Civil Rights Act and is operated, managed and delivers services without regard to religion, disability, political affiliation, veteran status, age, race, color or national origin. **4500359673 EL**

Roy Jeffus, Director
Division of Medical Services

Date: July 19 – July 21, 2004